

Pat Doyle
Oracle Charter School
Erie 1 BOCES/WNYRIC
355 Harlem Rd
West Seneca, NY 14224

Billed Entity Number: 16027214
Form 471 Application Number: 954134
Form 486 Application Number:



Universal Service Administrative Company
Schools & Libraries Division

Administrator's Decision on Appeal – Funding Year 2014-2015

September 12, 2016

Pat Doyle
Oracle Charter School
Erie 1 BOCES/WNYRIC
355 Harlem Rd
West Seneca, NY 14224

Re: Applicant Name: ORACLE CHARTER SCHOOL
Billed Entity Number: 16027214
Form 471 Application Number: 954134
Funding Request Number(s): 2592928, 2592929
Your Correspondence Dated: August 31, 2016

After thorough review and investigation of all relevant facts, the Schools and Libraries Division (SLD) of the Universal Service Administrative Company (USAC) has made its decision in regard to your appeal of USAC's Funding Year 2014 Funding Commitment Decision Letter for the Application Number indicated above. This letter explains the basis of USAC's decision. The date of this letter begins the 60 day time period for appealing this decision. If your Letter of Appeal included more than one Application Number, please note that you will receive a separate letter for each application.

Funding Request Number(s): 2592928, 2592929
Decision on Appeal: **Denied**
Explanation:

- USAC denies your Appeal based on the documentation provided. Funding Request Numbers (FRN) 2592928 and 2592929 are denied since you failed to properly evaluate the bids received. For FRN 2592928, criterion cannot be used to penalize service providers, since the bids they provided are responsive to your stated specs. Additional service providers cannot be penalized since a requirement was not communicated to the service providers either on the FCC Form 470 that initiated the bidding process or in correspondence to the vendors. Your evaluation shows that price was not your primary consideration and USAC cannot waive rule violations. For FRN 2592929, additional service providers were also penalized since a requirement was not communicated to the service providers either on the FCC Form 470 that initiated the bidding process or in correspondence to the vendors. Your evaluation also shows that price was not

your primary consideration and USAC cannot waive rule violations. Also, in FRN 2592929, you failed to properly evaluate a bid option from AT&T. You have not demonstrated on appeal that USAC's determination was incorrect. Consequently, USAC denies your Appeal.

Since your appeal was denied in full, dismissed or cancelled, you may file an appeal with the FCC. Your appeal must be postmarked within 60 days of the date on this letter. Failure to meet this requirement will result in automatic dismissal of your appeal. You should refer to CC Docket No. 02-6 on the first page of your appeal to the FCC. If you are submitting your appeal via United States Postal Service, send to: FCC, Office of the Secretary, 445 12th Street SW, Washington, DC 20554. Further information and options for filing an appeal directly with the FCC can be found under the Reference Area/"Appeals" of the SLD section of the USAC website or by contacting the Client Service Bureau. We strongly recommend that you use the electronic filing options.

We thank you for your continued support, patience and cooperation during the appeal process.

Schools and Libraries Division
Universal Service Administrative Company

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Billed Entity Number: 16027214
Form 471 Application Number: 1023958
Form 486 Application Number:



Universal Service Administrative Company
Schools & Libraries Division

Administrator's Decision on Appeal – Funding Year 2015-2016

September 12, 2016

Patrick Doyle
Oracle Charter School
Erie 1 BOCES/WNYRIC
355 Harlem Rd
West Seneca, NY 14224

Re: Applicant Name: ORACLE CHARTER SCHOOL
Billed Entity Number: 16027214
Form 471 Application Number: 1023958
Funding Request Number(s): 2806335, 2806339
Your Correspondence Dated: August 31, 2016

After review of the information and documentation provided, the Schools and Libraries Division (SLD) of the Universal Service Administrative Company (USAC) has made its decision in regard to your appeal of USAC's funding commitment decision for the FCC Form 471 Application Number and funding requests number(s) (FRN(s)) referenced above. This letter provides an explanation for USAC's decision. The date of this letter also begins the sixty (60) day time period for appealing this decision. If your Letter of Appeal included more than one FCC Form 471 Application Number, please note that you will receive a separate decision for each funding application.

Funding Request Number(s): 2806335, 2806339
Decision on Appeal: **Denied**
Explanation:

- USAC denied your Appeal based on the documentation provided. Funding Request Numbers (FRN) 2806335 and 2806339 were denied since you failed to properly evaluate bids received. For FRN 2806335, criterion cannot be used to penalize service providers, since the bids they provided are responsive to your stated specs. Additional service providers cannot be penalized since a requirement was not communicated to the service providers either on the FCC Form 470 that initiated the bidding process or in correspondence to the vendors. Your evaluation shows that price was not your primary consideration and USAC cannot waive rule violations. For FRN 2806339, additional service providers were also penalized since a requirement was not communicated to the service providers either on the FCC Form 470 that initiated the bidding process or in

correspondence to the vendors. Your evaluation also shows that price was not your primary consideration and USAC cannot waive rule violations. Also, in FRN 2806339, you failed to properly evaluate a bid option from AT&T. You have not demonstrated on appeal that USAC's determination was incorrect. Consequently, USAC denies your Appeal.

If you wish to appeal this decision, you may file an appeal pursuant to 47 C.F.R. Part 54, Subpart I. Detailed instructions for filing appeals are available at:
<http://www.usac.org/sl/about/program-integrity/appeals.aspx>.

We thank you for your continued support, patience and cooperation during the appeal process.

Schools and Libraries Division
Universal Service Administrative Company

cc: Laura Chestnut